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Senator Andrew W. Roraback, Co-Chair
Representative Paul Davis, Co-Chair
Regulations Review Committee, Room 011
State Capitol
Hartford, CT 06106

Re: ***Proposed Adoption Emergency Regulations for the Low Emission Vehicle Program***

Dear Senator Roraback and Representative Davis:

Pursuant to section 4-168 of the General Statutes and as further described below, I am submitting for your consideration and approval the enclosed proposal to adopt, through emergency regulations, section 22a-174-37a of the Regulations of Connecticut State Agencies (R.C.S.A.) concerning the Low Emission Vehicle (LEV) and Zero Emission Vehicle (ZEV) programs.

Section 22a-174g of the General Statutes requires the Department of Energy and Environmental Protection (Department) adopt, and remain consistent with, the California LEV program. Additionally, the federal Clean Air Act (CAA) section 177 requires that any state that adopts the California program maintain engine requirements that are "identical" to those in California. The CAA also requires that regulations be adopted with a 2-year lead-time to be enforceable.

On December 13, 2012, I made a finding that there would be an imminent risk to the public welfare of Connecticut's citizens if these regulations were not adopted prior to the end of the year. This risk includes potential impacts to Connecticut's economic, consumer protection, and air quality interests, if Connecticut's is delayed while our neighboring states move forward with adoption of California's vehicle requirements.

If there are any questions regarding this proposal, please contact with Rob LaFrance, the Department's Legislative Liaison, at (860) 424-3401. Thank you for your assistance with this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Daniel C. Esty".

Daniel C. Esty
Commissioner

Enclosures
Cc: Rob LaFrance

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